

Document Page 1 of 1  
**UNITED STATES BANKRUPTCY COURT**  
**EASTERN DISTRICT OF VIRGINIA**

Richmond **Division**

In re Circuit City Stores, Inc.Case No. 08-35653-KRH

Adv. Proceeding No. \_\_\_\_\_

Debtor(s)

**TRANSMITTAL OF RECORD ON APPEAL TO DISTRICT COURT**

Pursuant to 28 U.S.C. 158, Notice of Appeal was filed herein on November 24, 2008.

The parties included in the Appeal to the District Court:

APPELLANT(S): Florida Power & Light Company, Potomac Electric Power Company,Delmarva Power & Light Company, Atlantic City Electric Company,Alabama Power Company and Central Maine Power CompanyATTORNEY: Kevin R. McCarthy, Esq.8180 Greensboro Drive, Ste. 875McLean, VA 22102APPELLEE (S): Circuit City Stores, Inc., et alATTORNEY: Dion W. Hayes, Esq. (Local Counsel) Gregg M. Galardi, EsqOne James Ctr, 901 E. Cary St.One Rodney SquareRichmond, VA 23219Wilmington, DE 19899

Brief Description of Judgment/Order Appealed: Order Pursuant to Bankruptcy Code Sect. 105(A), 363 and 366 and Bankruptcy Rule 6003(I) Approving Adequate Assurance of Payment, (II) Establishing Procedures for Resolving Request by Utility Companies for Additional Assurance of Payment (III) Scheduling a Hearing with with Respect to Contested Payment Requests

Date Judgment/Order Entered: November 12, 2008

1. Filing Fees: A. Notice of Appeal - Filing Fee \$5.00 ☒ Paid ☐ Not Paid  
 B. Appeal Docket Fee - \$250.00 ☒ Paid ☐ Not Paid ☐ Deferred. See attached Request  
 2. ☒ Notice of Appeal, Order/Judgment, True Copy Teste of Docket Record, and Designation(s) [if any]  
 3. ☐ No Designation of Record on Appeal filed (See Certification Below)  
 4. ☒ Copies of items designated by Appellant/Appellee have ~~been~~ been submitted pursuant to FRBP 8006 and LBR 8006-1.

Date: Dec. 29, 2008

WILLIAM C. REDDEN, Clerk of the Court

By: [Signature] Deputy Clerk

**CERTIFICATION TO APPELLATE COURT**

It is hereby certified that the designation of record required by Federal Rule of Bankruptcy Procedure 8006 and Local Bankruptcy Rule 8006-1 has not been filed within ten (10) days after the filing of the notice of appeal.

WILLIAM C. REDDEN, Clerk of the Court

By: \_\_\_\_\_, Deputy Clerk

District Clerk - Please complete and return second copy.

DISTRICT COURT CASE NUMBER \_\_\_\_\_

Date \_\_\_\_\_

cc: Attorney for Appellant(s)  
 Attorney for Appellee(s)

[apptans ver. 11/01/03]